

INTERAGENCY COORDINATING COMMITTEE (IACC)  
MARINAS AND RECREATIONAL BOATING WORKGROUP  
**DRAFT MINUTES FOR THE July 12, 2007 Meeting**

**Meeting Attendees:** Lisa Sniderman (California Coastal Commission), Steve Fagundes (State Water Board), Dan Little (Central Valley Regional Board), Nan Singhasemanon (Department of Pesticide Regulation), Lilian Busse (San Diego Regional Board), Denise Walther (US Fish and Wildlife Service), Kevin Atkinson (Department of Boating and Waterways)

**Telephone Attendees:** Vivian Matuk (Coastal Commission/DBW), Sahrye Cohen (San Francisco Bay Conservation and Development Commission (SF BCDC), Stefanie Hada (LA Regional Board), Leigh Taylor Johnson, Jaime Gonzalez (Sea Grant Program), Betty Yee, (Central Valley Regional Board), Ryan Lodge (Central Coast Regional Board), Ryan Albert, Brian Rappoli (US EPA, Office of Water)

1. **Announcements, Review of Action Items**

Vivian (CCC/DBW) and Jaime (Sea Grant) announced that there will be a free seminar at South Beach Harbor (Harbor Service Building, The Embarcadero at Pier 40, San Francisco, CA 94107), August 18, from 10 am-12 pm on: Your Boat Hull, Water Quality & Invasive Species. Participants will learn about: invasive species that have been brought to California on boat bottoms, their impacts in California waterways, what you can do to prevent their transport, nontoxic bottom paints and their long-term performance results from a demonstration project.

Vivian also announced that there will be a Delta California Clean Boating Network meeting at Sugar Barge Marina, August 16, 2007. Contact [vmatuk@coastal.ca.gov](mailto:vmatuk@coastal.ca.gov) for more information.

Lisa (CCC) reviewed the Action Items from the May 17 Marina IACC meeting and provided or asked others to provide updates. Some of the items will be carried over including:

**Carry-Over Action Items:**

- State Board (Steve, Molly) will add their activities and those Regional Boards that haven't been included to the Assessment Chart (e.g. Lahontan, San Diego). (Regional Boards w/o marina NPS activities will still be included on the chart)
- Revisit group interest in working on marina-related invasive species and NPS, including whether we need to develop a new Management Measure at the next meeting
- Steve will ask Melenee to present her findings on marinas contribution studies to Marina IACC at a future meeting

2. **Update re: Clean Marinas Evaluation Subcommittee**

Lisa (CCC) provided a brief update on the work of the Subcommittee. The Subcommittee completed its evaluation and submitted general and detailed comments and recommendations June 12, 2007 to help make the Clean Marinas California Program (CMP) more comprehensive and effective in reducing NPS pollution from or at marinas. Lisa spoke briefly at the last CMP meeting (June 27) about the Subcommittee's work, structure of the comments and some key recommendations. The CMP expressed their thanks and their interest in reviewing/considering the Subcommittee's comments and indicated they would get back to Lisa once they had completed their review to let her know what comments they would be incorporating into their program and guidebook. Email: [lsniderman@coastal.ca.gov](mailto:lsniderman@coastal.ca.gov) for a

copy of the memo and comments. A big thanks to those of you on the Subcommittee for all of your hard work and time.

3. **Update from EPA Re: Development of Clean Water Act National Pollutant Discharge Elimination System Permits for Discharges Incidental to the Normal Operation of Vessels**

Ryan Albert from US EPA, Office of Water, provided an update to the Marina IACC on the Development of Clean Water Act National Pollutant Discharge Elimination System Permits (NPDES) for Discharges Incidental to the Normal Operation of Vessels. He gave a brief introduction and described the Notice of Intent and request for comments and information. Basically, EPA is in the process of developing NPDES permits under the Clean Water Act for the discharge of pollutants incidental to the normal operation of vessels in light of a lawsuit that found that an EPA regulation historically excluding certain discharges incidental to the normal operation of vessels from NPDES permitting, exceeded the Agency's statutory authority. As of September 30, 2008, those discharges previously excluded will become prohibited unless covered under an NPDES permit. The decision potentially implicates vessels that have discharges incidental to their normal operation, both commercial and recreational (143,000 commercial vessels and potentially more than 13 million state-registered recreational boats and more than 25 different types of vessel discharges, e.g., deck runoff, graywater, etc.). Although EPA is planning on appealing the decision, they are moving forward with the Notice of Intent and solicitation of information and public input rather than waiting first for an outcome.

Ryan described the type of comments and information EPA is seeking, which is described in the Federal Register (see: <http://www.epa.gov/fedrgstr/EPA-WATER/2007/June/Day-21/w12022.pdf>). He emphasized that EPA is primarily looking for information on existing public and private data sources and potential environmental impacts. All comments and information were requested no later than August 6, 2007. He also described that EPA has several options for the permits, e.g., they could have one permit to cover all discharges or one permit just for commercial discharges. Ryan also indicated that the information that EPA currently has could dictate its initial areas of focus (e.g., cruise ships). EPA has 14 months to gather data, propose and finalize the permit(s) to meet the September 30, 2008 deadline. Re: the court case, oral argument is due to begin mid-August 2007 and could last from six to nine months. Incidentally, the State Board staff noted that if EPA issued an NPDES permit, it would be most likely administered by their NPDES folks but parts of it could end up elsewhere, e.g., Nonpoint Source Program. For more information, contact: Ryan Albert: [albert.ryan@epa.gov](mailto:albert.ryan@epa.gov).

Note that there have been at least 2 bills introduced to exempt recreational boats.

**Action Item:**

- Lisa: Continue to provide updates at future meetings

4. **Discussion on Stormwater Permitting of Marinas (Region 3) (Ryan Lodge)**

Lisa asked Ryan to speak at the Marina IACC to provide the group with a better understanding of how and where in the state marinas are being integrated into or are covered by municipal stormwater permits. Stormwater has been identified as one of the Marina IACC's priority areas to work over the next five years. Ryan provided the following comments: Certain industrial activities that occur at marinas are subject to industrial storm water permit coverage. If a marina is operated by a municipality and that municipality is required to obtain municipal storm water permit coverage, activities in the marina are covered by the municipal permit. Even if the marina is not operated by a municipality, if it is within a

municipality's jurisdiction, the marina will be subject to the municipality's storm water requirements. Municipalities are responsible for waste discharged from their municipal separate storm sewer system and must have enforcement authority to eliminate pollutant discharges into their storm drain systems. The City of Santa Barbara updated the marina's industrial Stormwater Pollution Prevention Program (SWPPP) and included best management practices (BMPs) in their municipal storm water management program (SWMP) which is currently under review. Once Region 3 approves the City's SWMP it will be posted for a 60-day public comment period.

**Action Items:**

- Once posted, Ryan will send Lisa the link to the stormwater permit for City of Santa Barbara and Lisa will forward the link to Marina IACC.
- Lilian Busse from San Diego Regional Board will provide an update on their Phase 1 permit renewal process as it pertains to marinas at the next Marina IACC meeting.

5. **Continue discussion of priorities and targeted activities 5-Year Plan**

In 2005, we undertook a project to help obtain baseline information on the locations and types of marinas and facilities, such as sewage pumpouts, in the state; however, that effort had limitations that made it hard to compare and be accurate. For example, the number of sewage pumpouts reported included all marinas that could contract with a mobile service. Our limitation is that the number of marinas that contract with a mobile service in each geographic area is unknown and could result in more pumpout usage in the state than is reported or estimated. Further, it is difficult to determine whether pumpout use that is occurring is adequate since not every marina will have or need a pumpout facility. Lisa drafted a mobile services questionnaire that she shared with the Marina IACC. Lisa and Vivian discussed the draft and solicited comments on it. After Lisa receives comments, she will send the questionnaire to selected mobile service companies and follow up. We are hoping that this will help the state to better understand how mobile services are being used in the state and overcome some of the limitations of our prior work.

We did not discuss other priority work group areas but will be focusing on invasive species at future meetings. Attached is the latest Assessment Chart. It will be updated as new information from our partner agencies is available.

**Action Items:**

- Lisa will work with Molly and interested Marina IACC participants to form subcommittee to work on marina and recreational boating-related invasive species issues
- Lisa will send out url for mobile services excel spreadsheet
- Lisa will revise boater survey and send out

6. **Future Agenda Items:**

Please let me know of any special presentations or agenda items you may want for future meetings. This is your workgroup and I want to make sure we are meeting your needs. We are open to inviting non-members to make presentations.

**SAVE THE DATE:** The next in-person meeting is scheduled for **September 13, 2007**. We will start to discuss invasive species, how it might relate to Marina IACC and receive a presentation from Leigh Taylor Johnson (Sea Grant) related to their invasive species workshop.

Meeting Minutes Prepared by: Lisa Sniderman, California Coastal Commission